



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

November 30, 2017

OFFICE OF THE
EXECUTIVE SECRETARIAT

Ms. Margaret Townsend
Center for Biological Diversity
P.O. Box 11374
Portland, Oregon 97211-0374

Re: Freedom of Information Act Request EPA-HQ-2017-004360, *Center for Biological Diversity v. EPA*, C.A. No. 1:17-cv-00816-TJK

Dear Ms. Townsend:

This letter is in reference to your Freedom of Information Act request received by the U.S. Environmental Protection Agency on February 28, 2017, and designated as EPA-HQ-2017-004360 in which you requested all correspondence to or from Administrator Scott Pruitt, as more fully described in your request. This letter provides documents responsive to your FOIA request. The EPA released to you all responsive releasable email correspondence from this time frame on November 17, 2017. On November 17, 2017, the EPA also released a portion of the responsive releasable correspondence from the agency's Correspondence Management System to you. This release consists of the remaining responsive CMS records received by or sent to Administrator Pruitt from February 17, 2017, to February 28, 2017. These records are available in FOIAonline at [the following link:](https://foiaonline.regulations.gov/foia/action/public/view/request?objectId=090004d28119fcd6)
<https://foiaonline.regulations.gov/foia/action/public/view/request?objectId=090004d28119fcd6>

The EPA's search of CMS located 32 pages of records that originated with other federal agencies. Those records have been referred to the following agencies for a direct response to you:

U.S. Department of State: 26 pages
(202) 261-8484
foiastatus@state.gov

Office of the Director of National Intelligence: 6 pages
(703) 874-8500
dni-foia@dni.gov

Records and/or portions of records you requested are being withheld pursuant to 5 U.S.C. §§ 552(b)(5), the Deliberative Process Privilege, 552(b)(6) Personal Privacy and/or 552(b)(7)(c) Law Enforcement – Personal Privacy. The records or portions of records are exempt from

disclosure because they are predecisional and deliberative and would harm agency decision making if released, contain personal information which would be an unwarranted invasion of personal privacy if released or contain law enforcement personal information which could be an unwarranted invasion of personal privacy if released.

The included list of withholdings provides further information concerning email and CMS records withheld in full. The EPA's search for records included reasonable steps to search for non-email correspondence listed in your request, including text messages, instant messages and phone logs. The EPA did not locate any responsive instant messages. The EPA intends to provide you with any responsive, non-exempt results of its search for text messages and phone logs by December 11, 2017.

Finally, I understand that you are seeking additional information concerning the EPA's response to your request, as detailed in your November 22, 2017, letter to Assistant U.S. Attorney Marina Braswell. The EPA has identified no additional responsive email records from the Administrator's primary or secondary email accounts during the time period of your request, February 17, 2017 to February 28, 2017.

Should you have any questions concerning this letter or the EPA's response to your request, please contact Marina Braswell, Assistant U.S. Attorney, at marina.braswell@usdoj.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Elizabeth White", written in a cursive style.

Elizabeth White
Director

Enclosure

cc: Marina Utgoff Braswell, Assistant U.S. Attorney